

AMENDED

ASSIGNED 1212

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. MAR 22 1977

Returned to applicant for correction. APR 15 1977

Corrected application filed. APR 27 1977 Map filed APR 27 1977

The applicant R. Dirk and Marta Sanford Agee c/o Boyack Surveying, Inc.

582 1/2 West Cedar St. of Elko  
Street and No. or P.O. Box No. City or Town

Nevada 89801, hereby make application for permission to change the  
State and Zip Code No.

a portion of the Place of Use

of water heretofore appropriated under Certificate 7192, Permit 15442

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Wilson Creek  
Name of stream, lake or other source.

2. The amount of water to be changed. 2 cfs  
Second feet, acre feet.

3. The water to be used for Irrigation  
If for stock state number and kind of animals.

4. The water heretofore used for Irrigation  
If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE 1/4 NW 1/4 Section 5, T 46 N, R 62 E,  
MDM or at a point from which the S 1/4 Corner of Section 4, T 46 N,  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be  
R 62 E, MDM bears S 58° 26' E 6754.00 feet.  
stated.

6. The existing point of diversion is located within

If point of diversion is not changed, do not answer.

7. Proposed place of use NW 1/4 SW 1/4 34.5 ac., SW 1/4 SW 1/4 29.73 ac., Section 3;  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
SE 1/4 SE 1/4 36.41 ac. Section 4; NE 1/4 NE 1/4 31.94 ac Section 9; NW 1/4 NW 1/4  
21.42 ac. Section 10, all T 46 N, R 62 E, MDM

8. Existing place of use NW 1/4 SW 1/4 36.01 ac, SW 1/4 SW 1/4 28.79 ac. Section 3; NE 1/4  
Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.  
SE 1/4 9.98 ac. SE 1/4 SE 1/4 25.68 ac. Section 4; NE 1/4 NE 1/4 37.60 ac. Section  
9; NW 1/4 NW 1/4 15.94 ac. Section 10, all T 46 N, R 62 E, MDM.

9. Use will be from May 1 to October 1 of each year.  
Day and Month Day and Month

10. Use has been from May 1 to October 1 of each year.  
Day and Month Day and Month

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Ditch to Pond and from pond to  
State manner in which water is to be diverted, whether by dam or other works,  
pipe lines and sprinkler system.  
whether through pipes, ditches, flumes, or other conduits.

12. Estimated cost of works.....\$5,000
13. Estimated time required to construct works.....1 yr.
14. Estimated time required to complete the application of water to beneficial use.....2 yr.
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

These changes in portion of Place of Uses have been approved  
by Salmon River. See attached letter. (Letter will follow.)

Compared sk/ga bl/bc Applicant R. Dirk and Marta Sanford Agee  
By S/ Alan S. Boyack  
Boyack Surveying, Inc.  
582½ West Cedar St.  
Elko, Nev. 89801  
APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of Wilson Creek as heretofore granted under Permit 15442, Certificate 7192 is issued subject to the terms and conditions imposed in said Permit 15442, Certificate 7192 and with the understanding that no other rights on the source will be affected by the change proposed herein. A substantial headgate and measuring device must be installed and maintained to facilitate the measurement and control of water. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

This permit is issued subject to the terms of that Supplemental Agreement of Limited Amendment of the Agreement of May 20, 1952 dated January 3, 1978.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 616.0 million gallons per season.

Actual construction work shall begin on or before October 26, 1978  
Proof of commencement of work shall be filed before November 26, 1978  
Work must be prosecuted with reasonable diligence and be completed on or before October 26, 1979  
Proof of completion of work shall be filed before November 26, 1979  
Application of water to beneficial use shall be made on or before October 26, 1981  
Proof of the application of water to beneficial use shall be filed on or before November 26, 1981  
Map in support of proof of beneficial use shall be filed on or before November 26, 1981

Commencement of work filed NOV 15 1978  
Completion of work filed NOV 5 1979  
Proof of beneficial use filed DEC 9 1981  
Cultural map filed APR 27 1977  
Certificate No. 10917 Issued SEP 24 1982  
Recorded Bk Page

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 26th day of APRIL

A.D. 19 78

*Roland D. Westergard*  
State Engineer